

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

CRANE MERCHANDISING  
SYSTEMS, INC.,

Plaintiff,

v.

NEWZOOM, LLC, BEST BUY STORES,  
L.P., BENEFIT COSMETICS LLC,  
and MACY'S INC.,

Defendants.

C.A. No. 17-1000-MN

**STIPULATION AND ORDER  
TO AMEND SCHEDULING ORDER AND TO  
TAKE CERTAIN FACT DEPOSITIONS OUT OF TIME**

IT IS HEREBY STIPULATED AND AGREED, by and between the parties, through their undersigned counsel and subject to the approval of the Court, that the Amended Scheduling Order (D.I. 105) shall be amended as follows:

Event	Current Date	Proposed Date
Final invalidity contentions	October 10, 2019	October 15, 2019, 10 p.m. EST (completed by agreement)
Deadline for parties to engage in mediation (either private or through the Court)	N/A	November 14, 2019
Status Report	N/A	November 22, 2019
Opening expert reports	November 5, 2019	December 5, 2019
Rebuttal expert reports on damages	December 5, 2019	January 9, 2020
Close of expert discovery	December 30, 2019	January 28, 2020
Case dispositive/ <i>Daubert</i>	January 9, 2020	February 7, 2020

motions/opening briefs due		
Answering case dispositive/ <i>Daubert</i> briefs due	January 30, 2020	February 25, 2020
Reply case dispositive/ <i>Daubert</i> briefs due	February 13, 2020	March 9, 2020
Pretrial Order due	May 8, 2020	Unchanged
Pretrial conference	June 10, 2020 at 4:30 ET	Unchanged
Trial	June 22, 2020	Unchanged

The parties further agree, subject to the approval of the Court, that the Amended Scheduling Order is amended so as to permit the fact depositions of Brad Tedder and Michael Fitzgerald to be taken after the October 11, 2019 close of fact discovery.

All other provisions of the Court's Amended Scheduling Order, as amended, remain unchanged.

Dated: October 18, 2019

**YOUNG CONAWAY STARGATT &  
TAYLOR, LLP**

/s/ Samantha G. Wilson

Adam W. Poff (No. 3990)  
Samantha G. Wilson (No. 5816)  
Rodney Square  
1000 North King Street  
Wilmington, Delaware 19801  
(302) 571-6600  
apoff@ycst.com  
swilson@ycst.com

*Attorneys for Plaintiff/Counterclaim Defendant  
Crane Merchandising Systems, Inc.*


**RICHARDS, LAYTON & FINGER, P.A.**

/s/ Kelly E. Farnan

Kelly E. Farnan (No. 4395)  
Renée M. Mosley (No. 6442)  
One Rodney Square  
920 North King Street  
Wilmington, DE 19801  
(302) 651-7700  
farnan@rlf.com  
mosley@rlf.com

*Attorneys for Defendant/Counterclaim Plaintiff  
NewZoom LLC and for Defendants Best Buy  
Stores, L.P., Benefit Cosmetics LLC and  
Macy's Inc.*

**SO ORDERED** this 21st day of October, 2019.

  
\_\_\_\_\_  
The Honorable Maryellen Noreika  
United States District Judge